

BEFORE THE  
BOARD OF REGISTERED NURSING  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

**TANIKA D. JOHNSON**  
**P.O. Box 4788**  
**Riverside, CA 92514**

**Registered Nurse License No. 621967**

Respondent

Case No. 2012-331

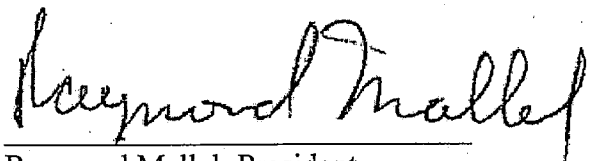
OAH No. 20111202287

**DECISION AND ORDER**

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Board of Registered Nursing, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on **November 7, 2012.**

IT IS SO ORDERED **October 8, 2012.**



Raymond Mallel, President  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California

1 KAMALA D. HARRIS  
Attorney General of California  
2 JAMES M. LEDAKIS  
Supervising Deputy Attorney General  
3 MARICHELLE S. TAHIMIC  
Deputy Attorney General  
4 State Bar No. 147392  
110 West "A" Street, Suite 1100  
5 San Diego, CA 92101  
P.O. Box 85266  
6 San Diego, CA 92186-5266  
Telephone: (619) 645-3154  
7 Facsimile: (619) 645-2061  
*Attorneys for Complainant*

8  
9 **BEFORE THE**  
**BOARD OF REGISTERED NURSING**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

12 **TANIKA D. JOHNSON**  
13 **P.O. Box 4788**  
**Riverside, CA 92514**

14 **Registered Nurse License No. 621967**

15 Respondent.

Case No. 2012-331

OAH No. 20111202287

**STIPULATED SETTLEMENT AND  
DISCIPLINARY ORDER**

16  
17 In the interest of a prompt and speedy settlement of this matter, consistent with the public  
18 interest and the responsibility of the Board of Registered Nursing of the Department of Consumer  
19 Affairs, the parties hereby agree to the following Stipulated Settlement and Disciplinary Order  
20 which will be submitted to the Board for approval and adoption as the final disposition of the  
21 Accusation.

22 **PARTIES**

23 1. Louise R. Bailey, M.Ed., RN (Complainant) is the Interim Executive Officer of the  
24 Board of Registered Nursing. She brought this action solely in her official capacity and is  
25 represented in this matter by Kamala D. Harris, Attorney General of the State of California, by  
26 Marichelle S. Tahimic, Deputy Attorney General.

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2. Respondent Tanika D. Johnson (Respondent) is represented in this proceeding by attorney Melanie Balestra, N.P., Esq., whose address is: 2424 S.E. Bristol St., Ste. 300, Newport Beach, CA 92660-0764.

3. On or about July 16, 2003, the Board of Registered Nursing issued Registered Nurse License No. 621967 to Tanika D. Johnson (Respondent). The Registered Nurse License was in full force and effect at all times relevant to the charges brought in Accusation No. 2012-331 and will expire on November 30, 2012, unless renewed.

## JURISDICTION

4. Accusation No. 2012-331 was filed before the Board of Registered Nursing (Board), Department of Consumer Affairs, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on December 1, 2011. Respondent timely filed her Notice of Defense contesting the Accusation.

5. A copy of Accusation No. 2012-331 is attached as exhibit A and incorporated herein by reference.

## ADVISEMENT AND WAIVERS

6. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Accusation No. 2012-331. Respondent has also carefully read, fully discussed with counsel, and understands the effects of this Stipulated Settlement and Disciplinary Order.

7. Respondent is fully aware of her legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to confront and cross-examine the witnesses against her; the right to present evidence and to testify on her own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

8. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

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1 CULPABILITY

2 9. Respondent admits the truth of each and every charge and allegation in Accusation  
3 No. 2012-331.

4 10. Respondent agrees that her Registered Nurse License is subject to discipline and  
5 agrees to be bound by the Board's probationary terms as set forth in the Disciplinary Order below.

6 CONTINGENCY

7 11. This stipulation shall be subject to approval by the Board of Registered Nursing.  
8 Respondent understands and agrees that counsel for Complainant and the staff of the Board of  
9 Registered Nursing may communicate directly with the Board regarding this stipulation and  
10 settlement, without notice to or participation by Respondent or her counsel. By signing the  
11 stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek  
12 to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails  
13 to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary  
14 Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal  
15 action between the parties, and the Board shall not be disqualified from further action by having  
16 considered this matter.

17 12. The parties understand and agree that electronic and facsimile copies of this  
18 Stipulated Settlement and Disciplinary Order, including electronic and facsimile signatures  
19 thereto, shall have the same force and effect as the originals.

20 13. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an  
21 integrated writing representing the complete, final, and exclusive embodiment of their agreement.  
22 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,  
23 negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary  
24 Order may not be altered, amended, modified, supplemented, or otherwise changed except by a  
25 writing executed by an authorized representative of each of the parties.

26 14. In consideration of the foregoing admissions and stipulations, the parties agree that  
27 the Board may, without further notice or formal proceeding, issue and enter the following  
28 Disciplinary Order:

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1           4.    **Residency, Practice, or Licensure Outside of State.** Periods of residency or  
2 practice as a registered nurse outside of California shall not apply toward a reduction of this  
3 probation time period. Respondent's probation is tolled, if and when she resides outside of  
4 California. Respondent must provide written notice to the Board within 15 days of any change of  
5 residency or practice outside the state, and within 30 days prior to re-establishing residency or  
6 returning to practice in this state.

7           Respondent shall provide a list of all states and territories where she has ever been licensed  
8 as a registered nurse, vocational nurse, or practical nurse. Respondent shall further provide  
9 information regarding the status of each license and any changes in such license status during the  
10 term of probation. Respondent shall inform the Board if she applies for or obtains a new nursing  
11 license during the term of probation.

12           5.    **Submit Written Reports.** Respondent, during the period of probation, shall submit  
13 or cause to be submitted such written reports/declarations and verification of actions under  
14 penalty of perjury, as required by the Board. These reports/declarations shall contain statements  
15 relative to Respondent's compliance with all the conditions of the Board's Probation Program.  
16 Respondent shall immediately execute all release of information forms as may be required by the  
17 Board or its representatives.

18           Respondent shall provide a copy of this Decision to the nursing regulatory agency in every  
19 state and territory in which she has a registered nurse license.

20           6.    **Function as a Registered Nurse.** Respondent, during the period of probation, shall  
21 engage in the practice of registered nursing in California for a minimum of 24 hours per week for  
22 6 consecutive months or as determined by the Board.

23           For purposes of compliance with the section, "engage in the practice of registered nursing"  
24 may include, when approved by the Board, volunteer work as a registered nurse, or work in any  
25 non-direct patient care position that requires licensure as a registered nurse.

26           The Board may require that advanced practice nurses engage in advanced practice nursing  
27 for a minimum of 24 hours per week for 6 consecutive months or as determined by the Board.

28           If Respondent has not complied with this condition during the probationary term, and

1 Respondent has presented sufficient documentation of her good faith efforts to comply with this  
2 condition, and if no other conditions have been violated, the Board, in its discretion, may grant an  
3 extension of Respondent's probation period up to one year without further hearing in order to  
4 comply with this condition. During the one year extension, all original conditions of probation  
5 shall apply.

6       **7. Employment Approval and Reporting Requirements.** Respondent shall obtain  
7 prior approval from the Board before commencing or continuing any employment, paid or  
8 voluntary, as a registered nurse. Respondent shall cause to be submitted to the Board all  
9 performance evaluations and other employment related reports as a registered nurse upon request  
10 of the Board.

11       Respondent shall provide a copy of this Decision to her employer and immediate  
12 supervisors prior to commencement of any nursing or other health care related employment.

13       In addition to the above, Respondent shall notify the Board in writing within seventy-two  
14 (72) hours after she obtains any nursing or other health care related employment. Respondent  
15 shall notify the Board in writing within seventy-two (72) hours after she is terminated or  
16 separated, regardless of cause, from any nursing, or other health care related employment with a  
17 full explanation of the circumstances surrounding the termination or separation.

18       **8. Supervision.** Respondent shall obtain prior approval from the Board regarding  
19 Respondent's level of supervision and/or collaboration before commencing or continuing any  
20 employment as a registered nurse, or education and training that includes patient care.

21       Respondent shall practice only under the direct supervision of a registered nurse in good  
22 standing (no current discipline) with the Board of Registered Nursing, unless alternative methods  
23 of supervision and/or collaboration (e.g., with an advanced practice nurse or physician) are  
24 approved.

25       Respondent's level of supervision and/or collaboration may include, but is not limited to the  
26 following:

27       (a) Maximum - The individual providing supervision and/or collaboration is present in  
28 the patient care area or in any other work setting at all times.

1 (b) Moderate - The individual providing supervision and/or collaboration is in the patient  
2 care unit or in any other work setting at least half the hours Respondent works.

3 (c) Minimum - The individual providing supervision and/or collaboration has person-to-  
4 person communication with Respondent at least twice during each shift worked.

5 (d) Home Health Care - If Respondent is approved to work in the home health care  
6 setting, the individual providing supervision and/or collaboration shall have person-to-person  
7 communication with Respondent as required by the Board each work day. Respondent shall  
8 maintain telephone or other telecommunication contact with the individual providing supervision  
9 and/or collaboration as required by the Board during each work day. The individual providing  
10 supervision and/or collaboration shall conduct, as required by the Board, periodic, on-site visits to  
11 patients' homes visited by Respondent with or without Respondent present.

12 9. **Employment Limitations.** Respondent shall not work for a nurse's registry, in any  
13 private duty position as a registered nurse, a temporary nurse placement agency, a traveling nurse,  
14 or for an in-house nursing pool.

15 Respondent shall not work for a licensed home health agency as a visiting nurse unless the  
16 registered nursing supervision and other protections for home visits have been approved by the  
17 Board. Respondent shall not work in any other registered nursing occupation where home visits  
18 are required.

19 Respondent shall not work in any health care setting as a supervisor of registered nurses.  
20 The Board may additionally restrict Respondent from supervising licensed vocational nurses  
21 and/or unlicensed assistive personnel on a case-by-case basis.

22 Respondent shall not work as a faculty member in an approved school of nursing or as an  
23 instructor in a Board approved continuing education program.

24 Respondent shall work only on a regularly assigned, identified and predetermined  
25 worksite(s) and shall not work in a float capacity.

26 If Respondent is working or intends to work in excess of 40 hours per week, the Board may  
27 request documentation to determine whether there should be restrictions on the hours of work.

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1        10. **Complete a Nursing Course(s).** Respondent, at her own expense, shall enroll and  
2 successfully complete a course(s) relevant to the practice of registered nursing no later than six  
3 months prior to the end of her probationary term.

4        Respondent shall obtain prior approval from the Board before enrolling in the course(s).  
5 Respondent shall submit to the Board the original transcripts or certificates of completion for the  
6 above required course(s). The Board shall return the original documents to Respondent after  
7 photocopying them for its records.

8        11. **Cost Recovery.** Respondent shall pay to the Board costs associated with its  
9 investigation and enforcement pursuant to Business and Professions Code section 125.3 in the  
10 amount of \$8,556.56. Respondent shall be permitted to pay these costs in a payment plan  
11 approved by the Board, with payments to be completed no later than three months prior to the end  
12 of the probation term.

13        If Respondent has not complied with this condition during the probationary term, and  
14 Respondent has presented sufficient documentation of her good faith efforts to comply with this  
15 condition, and if no other conditions have been violated, the Board, in its discretion, may grant an  
16 extension of Respondent's probation period up to one year without further hearing in order to  
17 comply with this condition. During the one year extension, all original conditions of probation  
18 will apply.

19        12. **Violation of Probation.** If Respondent violates the conditions of her probation, the  
20 Board after giving Respondent notice and an opportunity to be heard, may set aside the stay order  
21 and impose the stayed discipline (revocation/suspension) of Respondent's license.

22        If during the period of probation, an accusation or petition to revoke probation has been  
23 filed against Respondent's license or the Attorney General's Office has been requested to prepare  
24 an accusation or petition to revoke probation against Respondent's license, the probationary  
25 period shall automatically be extended and shall not expire until the accusation or petition has  
26 been acted upon by the Board.

27        13. **License Surrender.** During Respondent's term of probation, if she ceases practicing  
28 due to retirement, health reasons or is otherwise unable to satisfy the conditions of probation,

Respondent may surrender her license to the Board. The Board reserves the right to evaluate Respondent's request and to exercise its discretion whether to grant the request, or to take any other action deemed appropriate and reasonable under the circumstances, without further hearing. Upon formal acceptance of the tendered license and wall certificate, Respondent will no longer be subject to the conditions of probation.

Surrender of Respondent's license shall be considered a disciplinary action and shall become a part of Respondent's license history with the Board. A registered nurse whose license has been surrendered may petition the Board for reinstatement no sooner than the following minimum periods from the effective date of the disciplinary decision:

(1) Two years for reinstatement of a license that was surrendered for any reason other than a mental or physical illness; or

(2) One year for a license surrendered for a mental or physical illness.

**14. Mental Health Examination.** Respondent shall, within 45 days of the effective date of this Decision, have a mental health examination including psychological testing as appropriate to determine her capability to perform the duties of a registered nurse. The examination will be performed by a psychiatrist, psychologist or other licensed mental health practitioner approved by the Board. The examining mental health practitioner will submit a written report of that assessment and recommendations to the Board. All costs are the responsibility of Respondent. Recommendations for treatment, therapy or counseling made as a result of the mental health examination will be instituted and followed by Respondent.

If Respondent is determined to be unable to practice safely as a registered nurse, the licensed mental health care practitioner making this determination shall immediately notify the Board and Respondent by telephone, and the Board shall request that the Attorney General's office prepare an accusation or petition to revoke probation. Respondent shall immediately cease practice and may not resume practice until notified by the Board. During this period of suspension, Respondent shall not engage in any practice for which a license issued by the Board is required, until the Board has notified Respondent that a mental health determination permits Respondent to resume practice. This period of suspension will not apply to the reduction of this

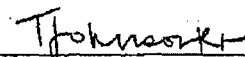
1 probationary time period.

2 If Respondent fails to have the above assessment submitted to the Board within the 45-day  
3 requirement, Respondent shall immediately cease practice and shall not resume practice until  
4 notified by the Board. This period of suspension will not apply to the reduction of this  
5 probationary time period. The Board may waive or postpone this suspension only if significant,  
6 documented evidence of mitigation is provided. Such evidence must establish good faith efforts  
7 by Respondent to obtain the assessment, and a specific date for compliance must be provided.  
8 Only one such waiver or extension may be permitted.

9 ACCEPTANCE

10 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully  
11 discussed it with my attorney, Melanie Balestra, N.P., Esq. I understand the stipulation and the  
12 effect it will have on my Registered Nurse License. I enter into this Stipulated Settlement and  
13 Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the  
14 Decision and Order of the Board of Registered Nursing.

15  
16 DATED: 7/23/12

  
TANIKA D. JOHNSON  
Respondent

17  
18  
19 I have read and fully discussed with Respondent Tanika D. Johnson the terms and  
20 conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order.  
21 I approve its form and content.

22 DATED: 7/23/12

  
MELANIE BALESTRA, N.P., Esq.  
Attorney for Respondent

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1 ENDORSEMENT

2 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully  
3 submitted for consideration by the Board of Registered Nursing of the Department of Consumer  
4 Affairs.

5  
6 Dated: *July 04, 2012*

Respectfully submitted,

7 KAMALA D. HARRIS  
8 Attorney General of California  
9 JAMES M. LEDAKIS  
Supervising Deputy Attorney General

10 *Marichelle S. Tahimic*  
11 MARICHELE S. TAHIMIC  
12 Deputy Attorney General  
13 *Attorneys for Complainant*  
14

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**Exhibit A**

**Accusation No. 2012-331**

1 KAMALA D. HARRIS  
Attorney General of California  
2 JAMES M. LEDAKIS  
Supervising Deputy Attorney General  
3 MARICHELE S. TAHIMIC  
Deputy Attorney General  
4 State Bar No. 147392  
110 West "A" Street, Suite 1100  
5 San Diego, CA 92101  
P.O. Box 85266  
6 San Diego, CA 92186-5266  
Telephone: (619) 645-3154  
7 Facsimile: (619) 645-2061  
*Attorneys for Complainant*

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9 **BEFORE THE**  
**BOARD OF REGISTERED NURSING**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. 2012 - 331

12 **TANIKA D. JOHNSON**  
P.O. Box 4788  
13 Riverside, CA 92514

14 **Registered Nurse License No. 621967**

**A C C U S A T I O N**

15 Respondent.

16  
17 Complainant alleges:

18 **PARTIES**

19 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her  
20 official capacity as the Executive Officer of the Board of Registered Nursing, Department of  
21 Consumer Affairs.

22 2. On or about July 16, 2003, the Board of Registered Nursing issued Registered Nurse  
23 License Number 621967 to Tanika D. Johnson (Respondent). The Registered Nurse License was  
24 in full force and effect at all times relevant to the charges brought herein and will expire on  
25 November 30, 2012, unless renewed.

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## JURISDICTION

3. This Accusation is brought before the Board of Registered Nursing (Board), Department of Consumer Affairs, under the authority of the following laws. All section references are to the Business and Professions Code unless otherwise indicated.

4. Section 2750 of the Business and Professions Code ("Code") provides, in pertinent part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 (commencing with section 2750) of the Nursing Practice Act.

5. Section 2764 of the Code provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license.

6. Section 118, subdivision (b), of the Code provides that the suspension, expiration, surrender, cancellation of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary action during the period within which the license may be renewed, restored, reissued or reinstated.

7. Section 2811(b) of the Code provides, in pertinent part, that the Board may renew an expired license at any time within eight years after the expiration.

## STATUTORY PROVISIONS AND REGULATIONS

8. Section 2761 of the Code states:

"The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

"(a) Unprofessional conduct, which includes, but is not limited to, the following:

"(1) Incompetence, or gross negligence in carrying out usual certified or licensed nursing functions....

9. California Code of Regulations, title 16, section 1442, states:

"As used in Section 2761 of the code, 'gross negligence' includes an extreme departure from the standard of care which, under similar circumstances, would have ordinarily been exercised by a competent registered nurse. Such an extreme departure means the repeated failure to provide

1 nursing care as required or failure to provide care or to exercise ordinary precaution in a single  
2 situation which the nurse knew, or should have known, could have jeopardized the client's health  
3 or life."

#### 4 COST RECOVERY

5 10. Section 125.3 of the Code provides, in pertinent part, that the Board may request the  
6 administrative law judge to direct a licentiate found to have committed a violation or violations of  
7 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
8 enforcement of the case.

#### 9 FACTS

10 11. On November 19, 2010, Respondent was employed as a Registered Nurse for a  
11 nursing registry and was assigned to the Emergency Department of Riverside County Regional  
12 Medical Care Center (hereinafter "Hospital"). At approximately 1501 hours, a patient arrived by  
13 ambulance in the Emergency Department of the Hospital with a stab wound to the abdomen. At  
14 this time her blood pressure was 112/p. A trauma evaluation was conducted and the patient was  
15 reported to be in stable condition. At 1625 hours, the patient was moved to Cardiac Observation  
16 Unit, bed C-2, and was assigned to Respondent's care. Respondent charted that the patient's  
17 family was present with the patient while waiting for the consultation with the physician and a  
18 bed assignment. At 1830 hours, the patient was moved to bed C-6 but remained in Respondent's  
19 care. Respondent charted the patient's blood pressure as 90/49.

20 12. At 1920 hours, Respondent charted that the patient was "thrashing and combative  
21 with diarrhea, pale, diaphoretic, very hypotensive, abd wound now bleeding, slightly bleeding  
22 earlier, bleeding controlled by drsg", and that "now wound was bleeding a lot."

23 13. B.W. a Certified Nursing Assistant entered the Cardiac Observation Unit at about  
24 1930 hours to begin his shift. He heard a patient yelling, "Nurse, I'm bleeding." B.W.  
25 approached bed C-6 and found the patient holding her stomach with blood on her gown over her  
26 abdomen. B.W. told the patient he would get her nurse. At this time, B.W. noticed that the  
27 patient's systolic blood pressure was in the low 80s. B.W. informed Respondent that her patient  
28 in C-6 was bleeding. Respondent replied that the patient had been bleeding all day and that she



1 was okay. B.W. obtained supplies to re-bandage the patient to see if the bleeding was severe.  
2 The patient continued to complain that she was bleeding. After obtaining the supplies and  
3 returning to bed C-6, B.W. noticed that the patient was diaphoretic, pale, and anxious and smelled  
4 of feces. He observed that the patient had diarrhea and had apparently relieved herself  
5 uncontrollably. He asked to look at the patient's wound. She was vomiting and was agitated.  
6 When the patient moved her hand, B.W. saw a large portion of her gown soaked with blood.  
7 B.W. lifted the patient's gown and saw a laceration seeping blood. Because of the severity of the  
8 blood loss, combined with diarrhea and vomiting, B.W. checked the patient's blood pressure  
9 which had dropped to 68 systolic. B.W. went to Respondent again and told her that the patient  
10 was bleeding pretty badly and that her blood pressure was at 68 systolic. Respondent replied that  
11 the patient "has had low blood pressure all day, she is ok." Since this occurred at about shift  
12 change, B.W. asked who was taking over this patient's care in the next shift and learned that it  
13 was Nurse C.D.

14 14. Nurse C.D.'s shift began at 1900 hours on November 19, 2010. C.D. was getting a  
15 report from another day shift nurse about another patient when C.D. saw B.W. approach  
16 Respondent and heard B.W. tell Respondent that the patient in C-6 was bleeding. She saw B.W.  
17 approach Respondent twice. She asked B.W. what was wrong. B.W. asked C.D. to help him  
18 with the patient in bed C-6 because Respondent was not helping him. C.D. and another nurse  
19 went to the patient. The front of her gown was soaked in blood. The patient was sitting up in bed  
20 and was diaphoretic. She was covered in diarrhea. Her blood pressure dropped to the 59/33.  
21 C.D. began to administer medical care to the patient. Respondent approached C.D. and asked  
22 C.D. if she could give report to her. C.D. told Respondent that she was busy attending to the  
23 patient. Respondent stomped away saying, "I will never get out of here." Respondent then gave  
24 report to another nurse, R.K. Respondent's next entry was at 1930 hours when she charted  
25 "report to Ron RN."

26 15. Respondent did not reassess her patient after B.W. told her that her patient was  
27 bleeding. Respondent still failed to reassess her patient when B.W. approached her a second time  
28

1 to tell her that the patient was bleeding pretty badly and that her blood pressure was at 68 systolic.  
2 Respondent did not give her patient any medical care after being approached by B.W.

3 16. When Respondent gave her report to R.K. about the patient's condition, Respondent  
4 told R.K. that the patient had a superficial stab wound to the abdomen from a butter knife.  
5 Respondent did not advise R.K. that the patient was unstable or that her blood pressure was  
6 59/33. Respondent told R.K. that she "needed to get out of here and [C.D.] won't take report."

7 17. The patient was moved to the trauma unit. When Respondent gave report to the  
8 trauma unit about her patient, she stated that she was told everything was negative on the trauma  
9 diagnostics and that the patient had a superficial wound. The patient received an emergency  
10 transfusion and underwent an emergency exploratory laparotomy, during which 1200 cc of blood  
11 was found in the patient's abdomen from a liver laceration.

#### 12 **FIRST CAUSE FOR DISCIPLINE**

##### 13 **(Unprofessional Conduct)**

14 18. Respondent is subject to disciplinary action under Code section 2761(a) for  
15 unprofessional conduct in that on November 19, 2010, Respondent failed to reassess her patient  
16 after being notified of a change in the patient's condition and failed to provide care to her patient.  
17 Her actions and comments demonstrated that she was more interested in finishing her shift than in  
18 providing care for her patient, as more fully set forth in paragraphs 11-17 above, which are  
19 incorporated herein as though set forth in full.

#### 20 **SECOND CAUSE FOR DISCIPLINE**

##### 21 **(Gross Negligence)**

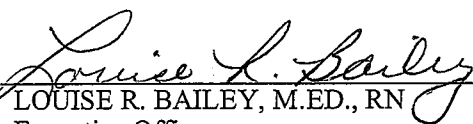
22 19. Respondent is subject to disciplinary action under Code section 2761(a)(1) for  
23 unprofessional conduct in that Respondent was grossly negligent when on November 19, 2010,  
24 Respondent failed to reassess her patient after being notified of a change in the patient's condition  
25 and failed to provide care to her patient. Respondent's lack of action could have jeopardized the  
26 patient's life as the patient had lost 1200 cc of blood, was in critical condition and required an  
27 emergency transfusion, as more fully set forth in paragraphs 11-17 above, which are incorporated  
28 herein as though set forth in full.

**PRAYER**

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

1. Revoking or suspending Registered Nurse License Number 621967, issued to Tanika D. Johnson;
2. Ordering Tanika D. Johnson to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3;
3. Taking such other and further action as deemed necessary and proper.

DATED: December 1, 2011

  
LOUISE R. BAILEY, M.ED., RN  
Executive Officer  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California  
Complainant

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